

MESSAGE NO: 2219303

MESSAGE DATE: 08/06/2012

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: ADRV-Administrative Review

FR CITE:

FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-475-601

EFFECTIVE DATE: 02/28/1994

COURT CASE #:

PERIOD OF REVIEW: 03/01/1989 TO

02/28/1990

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 02/28/1994

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: RE: LIQUIDATION INSTRUCTIONS FOR BRASS SHEET AND STRIP FROM ITALY  
PRODUCED AND/OR EXPORTED BY LMI-LA METALLI INDUSTRIALE, S.P.A. (A-475-601-001)  
FOR THE PERIOD 03/01/1989 THROUGH 02/28/1990

NOTE: THE DATE IN THE LIFTING OF SUSPENSION FIELD IN THE HEADER ONLY  
REFLECTS THE LATEST POSSIBLE LIFTING OF SUSPENSION DATE FOR THIS TIME  
PERIOD (THE EXPIRATION OF FOUR YEARS AFTER 02/28/1990) AND DOES NOT REFLECT  
THE ACTUAL LIFTING OF SUSPENSION DATE FOR ALL ENTRIES DURING THE PERIOD,  
WHICH IS THE EXPIRATION OF FOUR YEARS FROM THE DATE OF ENTRY.

1. FOR ALL SHIPMENTS OF BRASS SHEET AND STRIP FROM ITALY PRODUCED AND/OR  
EXPORTED BY LMI-LA METALLI INDUSTRIALE, S.P.A. (AKA LA METALLI) (A-475-601-001)  
ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE  
PERIOD 03/01/1989 THROUGH 02/28/1990, ASSESS ANTIDUMPING DUTIES AT THE CASH  
DEPOSIT RATE IN EFFECT ON THE DATE OF ENTRY.

2. THE LIFTING OF STATUTORY SUSPENSION OF LIQUIDATION OCCURRED AT THE  
EXPIRATION OF FOUR YEARS FROM THE DATE OF ENTRY (19 USC 1504(D)(1978)).

3. THERE ARE NO INJUNCTIONS APPLICABLE TO THE ENTRIES COVERED BY THIS  
INSTRUCTION.

4. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES  
OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE  
TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON  
OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED  
AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST  
PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED  
ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY  
ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED  
ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE  
AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621

OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

5. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CUSTOMS SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 353.26 OF THE COMMERCE DEPARTMENT'S REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. IF AN IMPORTER TIMELY FILES A PROTEST CHALLENGING THE PRESUMPTION OF REIMBURSEMENT AND DOUBLING OF DUTIES, CONSISTENT WITH CBP'S PROTEST PROCESS, CBP MAY ACCEPT THE REIMBURSEMENT STATEMENT FILED WITH THE PROTEST TO REBUT THE PRESUMPTION OF REIMBURSEMENT.

6. IF THERE ARE ANY QUESTIONS BY THE IMPORTING PUBLIC REGARDING THIS MESSAGE, PLEASE CONTACT THE CALL CENTER FOR THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT (202) 482-0984. CBP PORTS SHOULD SUBMIT THEIR INQUIRIES THROUGH AUTHORIZED CBP CHANNELS ONLY. (THIS MESSAGE WAS GENERATED BY CU:JKD).

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

MICHAEL B. WALSH

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party

Case #	Rate	Party Indicator*	Party ID	Party Name
A-475-601-001		M		LMI-LA METALLI INDUSTRIALE, S.P.A.